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Attorney Docket Number 146.001US01 **DECLARATION FOR UTILITY OR** First Named Inventor Lawrence Horwitz **DESIGN** COMPLETE IF KNOWN PATENT APPLICATION (37 CFR 1.63) **Application Number** 10/720.033 Filing Date Declaration Declaration 11/21/2003 Submitted OR Submitted after Initial Art Unit

Examiner Name

Filing (surcharge

(37 CFR 1.16 (e))

required)

With Initial

Filing

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| I hereby declare that: | | | | | | | | | |
| Each inventor's residence, mailing address, and citizenship are as stated below next to their name. | | | | | | | | | |
| I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled: | | | | | | | | | |
| Lawrence Horwitz | | | | | | | | | |
| 301 W. 112th St. #3C | | | | | | | | | |
| New York, NY 10026 | | | | | | | | | |
| | | | | | | | | | |
| (Title of the Invention) the specification of which | | | | | | | | | |
| | | | | | | | | | |
| is attached hereto | | | | | | • | | | |
| OR | | | | | | | | | |
| was filed on (MM/DD/Y | YYY) | 11/21/2003 | ae I Init | ad States Ar | anlication Nu | ımbar ar D | CT International | | |
| - was med on (www.bb/) | | | j as Offic | eu Siales A | phication No | inibei oi F | - | | |
| Application Number 10/ | 720,033 | and was amended | on (MM/D | D/YYYY) | | | (if applicable). | | |
| I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as | | | | | | | | | |
| amended by any amendment specifically referred to above. | | | | | | | | | |
| I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for | | | | | | | | | |
| continuation-in-part applications, material information which became available between the filing date of the prior application | | | | | | | | | |
| and the national or PCT international filing date of the continuation-in-part application. I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, | | | | | | | | | |
| inventor's or plant breeder's ri | ahts certificate | r 35 U.S.C. 119(a)- (s), or 365(a) of any | -(a) or (1), / PCT inte | or 365(b) o mational ap | r any foreig | n applicati ich design: | ated at least one | | |
| inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign | | | | | | | | | |
| application for patent, inventor before that of the application o | | | ite(s), or a | ny PCT inter | national app | olication ha | iving a filing date | | |
| Prior Foreign Application | ii willon phonty | Foreign Filing | Date | Prio | rity | Certified | Copy Attached? | | |
| Number(s) | Country | (MM/DD/YYY | | Not Cla | | Yes | No No | | |
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| Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto. | | | | | | | | | |

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

DECLARATION — Utility or Design Patent Application

| Direct all correspondence to: | | | | | OR | v | Corresp | condence address below | | |
|---|---------------------|--------------|-----|--------------|------------------------|--------------------------------------|-------------|------------------------|------------------|--|
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| Lawrence Horwitz | | | | | | | | | | |
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| USA | JSA | | | 212-666-0831 | | | | 6 | | |
| I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. | | | | | | | | | | |
| NAME OF SOLE OR FIRST INVENTOR: A petition has been filed for this unsigned inventor | | | | | | | | | | |
| Given Name (first and middle [if any]) Lawrence | | | | | F | Family Name or Surname Horwitz | | | | |
| Inventor's / | | | | _ | | | | | Date | |
| Signature Lawrence Horwitz | | | | | | | | | 4/14/2004 | |
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| NAME OF SECOND INVENTOR: A petition has been filed for this unsigned inventor | | | | | | | | | | |
| Given Name (first and middle [if any]) | | | | | Family Name or Surname | | | | | |
| Inventor's Signature | <u> </u> | | | | | | | | Date | |
| Residence: City | State | | | Cour | Country | | Citizenship | | | |
| Mailing Address | | | | | | - | | • | | |
| City | State | | | | ZIP Co | | | Count | ountry | |
| | | | | | | | | <u></u> | | |
| Additional inventors or a legal re | presentative are be | ing named on | the | supplem | ental sho | eet(s) PT(| O/SB/02/ | A or O2LR | attached hereto. | |



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April 14, 2004

Mail Stop Missing Parts Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

To Whom It May Concern,

Attached is a declaration for Utility Or Design Patent Application, along with the necessary filing and late fees.

Please note that this application 10/720,033 claims benefit of 60/428,079, domestic priority date 11/21/2002.

Please contact me at the information listed above with any questions..

Best regards,

Lawrence Horwitz

Lawrence Howitz